

Senate File 2366 - Introduced

SENATE FILE 2366
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 3197)

A BILL FOR

1 An Act making, reducing, and supplementing appropriations for
2 expenditures in the fiscal year beginning July 1, 2009, and
3 including effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

ADMINISTRATION AND REGULATION

Section 1. Section 8A.504, subsection 2, Code 2009, is amended by adding the following new paragraph:

NEW PARAGRAPH. *k.* If the alleged liability is owing and payable to a community college and setoff pursuant to this section is sought, both of the following shall apply:

(1) In addition to satisfying other applicable setoff procedures established under this subsection, the community college shall prescribe procedures to permit a person to contest the amount of the person's liability to the community college. Such procedures shall be consistent with and ensure the protection of the person's right of due process under Iowa law.

(2) The collection entity shall, except for the procedures prescribed pursuant to subparagraph (1), prescribe any other applicable procedures concerning setoff as provided in this subsection.

Sec. 2. FORMER MERCY CAPITOL FACILITIES. The department of administrative services may sell fixtures, equipment, or other items remaining at the former Mercy capitol facilities that the department has determined will not be retained for use by the state. Any proceeds realized from the sale of the fixtures, equipment, or other items are appropriated to the department to be used for the costs of occupying and operating the facilities.

DIVISION II

JUSTICE SYSTEM

Sec. 3. DEPARTMENT OF CORRECTIONS. After applying the reduction made pursuant to executive order number 19 issued October 8, 2009, to the appropriations made for the following designated purposes, and the transfers made to and from the appropriations pursuant to the authority in section 8.39 and addressed in the notice of appropriation transfer from the department of management dated December 23, 2009, there

1 is appropriated from the general fund of the state to the
2 department of corrections for the fiscal year beginning July 1,
3 2009, and ending June 30, 2010, the following amounts, or so
4 much thereof as is necessary, to supplement the appropriations
5 made for the following designated purposes:

6 1. For the operation of adult correctional institutions in
7 2009 Iowa Acts, chapter 178, section 3, subsection 1, to be
8 allocated as follows:

9 a. For the operation of the Fort Madison correctional
10 facility in 2009 Iowa Acts, chapter 178, section 3, subsection
11 1, paragraph "a":

12 \$ 864,048

13 b. For the operation of the Anamosa correctional facility in
14 2009 Iowa Acts, chapter 178, section 3, subsection 1, paragraph
15 "b":

16 \$ 343,179

17 c. For the operation of the Oakdale correctional facility in
18 2009 Iowa Acts, chapter 178, section 3, subsection 1, paragraph
19 "c":

20 \$ 2,750,762

21 d. For the operation of the Newton correctional facility in
22 2009 Iowa Acts, chapter 178, section 3, subsection 1, paragraph
23 "d":

24 \$ 526,181

25 e. For the operation of the Mt. Pleasant correctional
26 facility in 2009 Iowa Acts, chapter 178, section 3, subsection
27 1, paragraph "e":

28 \$ 415,980

29 f. For the operation of the Rockwell City correctional
30 facility in 2009 Iowa Acts, chapter 178, section 3, subsection
31 1, paragraph "f":

32 \$ 108,833

33 g. For the operation of the Clarinda correctional facility
34 in 2009 Iowa Acts, chapter 178, section 3, subsection 1,
35 paragraph "g":

1 \$ 451,752
2 h. For the operation of the Mitchellville correctional
3 facility in 2009 Iowa Acts, chapter 178, section 3, subsection
4 1, paragraph "h":
5 \$ 169,416
6 i. For the operation of the Fort Dodge correctional facility
7 in 2009 Iowa Acts, chapter 178, section 3, subsection 1,
8 paragraph "i":
9 \$ 200,000
10 2. For the judicial district departments of correctional
11 services in 2009 Iowa Acts, chapter 178, section 5, subsection
12 1, to be allocated as follows:
13 a. For the first judicial district department of
14 correctional services in 2009 Iowa Acts, chapter 178, section
15 5, subsection 1, paragraph "a":
16 \$ 110,275
17 b. For the second judicial district department of
18 correctional services in 2009 Iowa Acts, chapter 178, section
19 5, subsection 1, paragraph "b":
20 \$ 308,214
21 c. For the third judicial district department of
22 correctional services in 2009 Iowa Acts, chapter 178, section
23 5, subsection 1, paragraph "c":
24 \$ 18,010
25 d. For the fourth judicial district department of
26 correctional services in 2009 Iowa Acts, chapter 178, section
27 5, subsection 1, paragraph "d":
28 \$ 76,117
29 e. For the fifth judicial district department of
30 correctional services in 2009 Iowa Acts, chapter 178, section
31 5, subsection 1, paragraph "e":
32 \$ 790,020
33 f. For the sixth judicial district department of
34 correctional services in 2009 Iowa Acts, chapter 178, section
35 5, subsection 1, paragraph "f":

1 \$ 302,810

2 g. For the seventh judicial district department of
3 correctional services in 2009 Iowa Acts, chapter 178, section
4 5, subsection 1, paragraph "g":

5 \$ 24,923

6 h. For the eighth judicial district department of
7 correctional services in 2009 Iowa Acts, chapter 178, section
8 5, subsection 1, paragraph "h":

9 \$ 400,850

10 Sec. 4. STATE PUBLIC DEFENDER. After applying the reduction
11 made pursuant to executive order number 19 issued October 8,
12 2009, to the appropriation made for the following designated
13 purposes, there is appropriated from the general fund of
14 the state to the office of the state public defender of the
15 department of inspections and appeals for the fiscal year
16 beginning July 1, 2009, and ending June 30, 2010, the following
17 amount, or so much thereof as is necessary, to supplement the
18 appropriations made for the following designated purposes:

19 For the fees of court-appointed attorneys for indigent
20 adults and juveniles, in accordance with section 232.141 and
21 chapter 815, in 2009 Iowa Acts, chapter 178, section 10,
22 subsection 2:

23 \$ 10,900,000

24 Sec. 5. DEPARTMENT OF PUBLIC DEFENSE. After applying
25 the reduction made pursuant to executive order number 19
26 issued October 8, 2009, to the appropriations made for the
27 following designated purposes, and the transfers made from
28 the appropriations pursuant to the authority in section 8.39
29 and addressed in the notice of appropriation transfer from
30 the department of management dated December 23, 2009, there
31 is appropriated from the general fund of the state to the
32 department of public defense for the fiscal year beginning July
33 1, 2009, and ending June 30, 2010, the following amounts, or so
34 much thereof as is necessary, to supplement the appropriations
35 made for the following designated purposes:

1 1. MILITARY DIVISION

2 For salaries, support, maintenance, and miscellaneous
3 purposes, in 2009 Iowa Acts, chapter 178, section 13,
4 subsection 1:

5 \$ 526,202

6 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION

7 For salaries, support, maintenance, and miscellaneous
8 purposes in 2009 Iowa Acts, chapter 178, section 13, subsection
9 2:

10 \$ 61,614

11 Sec. 6. 2009 Iowa Acts, chapter 172, section 1, subsection
12 1, as amended by 2009 Iowa Acts, chapter 179, section 66, is
13 amended to read as follows:

14 1. There is appropriated from the general fund of the state
15 to the judicial branch for the fiscal year beginning July 1,
16 2009, and ending June 30, 2010, the following amount, or so
17 much thereof as is necessary, to be used for the purposes
18 designated:

19 For salaries of supreme court justices, appellate court
20 judges, district court judges, district associate judges,
21 judicial magistrates and staff, state court administrator,
22 clerk of the supreme court, district court administrators,
23 clerks of the district court, juvenile court officers, board of
24 law examiners and board of examiners of shorthand reporters and
25 judicial qualifications commission; receipt and disbursement
26 of child support payments; reimbursement of the auditor
27 of state for expenses incurred in completing audits of the
28 offices of the clerks of the district court during the fiscal
29 year beginning July 1, 2009; and maintenance, equipment, and
30 miscellaneous purposes:

31 ~~\$160,184,957~~

32 148,811,822

33 As a condition of receiving an increase to the appropriation
34 made in this section, the judicial branch shall allocate
35 the first \$5,400,000 of the increased amount as follows:

1 \$4,800,000 for the state's required contribution under section
2 602.9104 to the judicial retirement fund, \$350,000 for court
3 debt collection, and \$250,000 for judicial officer and court
4 employee travel reimbursement for civil trials.

5 Sec. 7. REVERSION. Notwithstanding section 8.33, moneys
6 appropriated in this division of this Act to the department
7 of corrections that remain unencumbered or unobligated at the
8 close of the fiscal year shall not revert but shall remain
9 available for expenditure for the purposes designated until the
10 close of the succeeding fiscal year.

11 DIVISION III

12 EDUCATION

13 Sec. 8. DEPARTMENT OF EDUCATION. After applying the
14 reduction made pursuant to executive order number 19 issued
15 October 8, 2009, to the appropriations made for the following
16 designated purposes, and the transfers made to and from the
17 appropriations pursuant to the authority in section 8.39 and
18 addressed in the notices of appropriation transfer from the
19 department of management dated December 15, 2009, and December
20 23, 2009, there is appropriated from the general fund of the
21 state to the department of education for the fiscal year
22 beginning July 1, 2009, and ending June 30, 2010, the following
23 amounts, or so much thereof as is necessary, to supplement the
24 appropriations made for the following designated purposes:

25 1. STATE LIBRARY — ENRICH IOWA PROGRAM

26 For the enrich Iowa program established under section
27 256.57, in 2009 Iowa Acts, chapter 177, section 6, subsection
28 4, paragraph "b":

29 \$ 179,608

30 2. IOWA EMPOWERMENT FUND — PRESCHOOL TUITION ASSISTANCE

31 For deposit in the school ready children grants account of
32 the Iowa empowerment fund created in section 28.9, in 2009 Iowa
33 Acts, chapter 177, section 6, subsection 11, paragraph "a":

34 \$ 877,215

35 3. FOUR-YEAR-OLD PRESCHOOL PROGRAM

1 For allocation to eligible school districts for the
2 four-year-old preschool program under chapter 256C, in 2009
3 Iowa Acts, chapter 177, section 6, subsection 14:
4 \$ 1,194,569

5 4. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

6 To provide moneys for costs of providing textbooks to each
7 resident pupil who attends a nonpublic school as authorized
8 by section 301.1, in 2009 Iowa Acts, chapter 177, section 6,
9 subsection 15:
10 \$ 62,563

11 5. CORE CURRICULUM AND CAREER INFORMATION AND
12 DECISION-MAKING SYSTEM

13 For purposes of implementing the statewide core curriculum
14 for school districts and accredited nonpublic schools and a
15 state-designated career information and decision-making system
16 in 2009 Iowa Acts, chapter 177, section 6, subsection 17:
17 \$ 197,954

18 6. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

19 For purposes of the student achievement and teacher quality
20 program established pursuant to chapter 284, in 2009 Iowa Acts,
21 chapter 177, section 6, subsection 18:
22 \$ 892,428

23 7. COMMUNITY COLLEGES

24 For general state financial aid to merged areas as defined
25 in section 260C.2 in accordance with chapters 258 and 260C, in
26 2009 Iowa Acts, chapter 177, section 6, subsection 19:
27 \$ 5,943,581

28 The appropriation made in this subsection shall be allocated
29 to the merged areas in the same proportion as the allocations
30 made to the merged areas in accordance with 2009 Iowa Acts,
31 chapter 177, section 6, subsection 19, bear to the amount
32 appropriated.

33 8. PROGRAMS FOR AT-RISK CHILDREN

34 For programs for at-risk children in section 279.51, as
35 limited by 2009 Iowa Acts, chapter 179, section 4, subsection

1 9:

2 \$ 1,149,389

3 9. K-12 MANAGEMENT INFORMATION SYSTEM

4 For the kindergarten to grade twelve management information
5 system in 2009 Iowa Acts, chapter 179, section 156, subsection
6 3, paragraph "b":

7 \$ 23,000

8 10. IOWA SENIOR YEAR PLUS PROGRAM

9 For purposes of implementing the senior year plus program
10 established pursuant to section 261E.1, in 2008 Iowa Acts,
11 chapter 1181, section 5, subsection 17:

12 \$ 140,556

13 Sec. 9. STATE BOARD OF REGENTS. After applying the
14 reduction made pursuant to executive order number 19 issued
15 October 8, 2009, to the appropriations made for the following
16 designated purposes, and the transfers made to and from the
17 appropriations pursuant to the authority in section 8.39 and
18 addressed in the notice of appropriation transfer from the
19 department of management dated December 23, 2009, there is
20 appropriated from the general fund of the state to the state
21 board of regents for the fiscal year beginning July 1, 2009,
22 and ending June 30, 2010, the following amounts, or so much
23 thereof as is necessary, to supplement the appropriations made
24 for the following designated purposes:

25 1. STATE UNIVERSITY OF IOWA

26 For the general university, including lakeside laboratory
27 in 2009 Iowa Acts, chapter 177, section 10, subsection 2,
28 paragraph "a":

29 \$ 14,371,621

30 2. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

31 For the general university in 2009 Iowa Acts, chapter 177,
32 section 10, subsection 3, paragraph "a":

33 \$ 10,839,521

34 3. UNIVERSITY OF NORTHERN IOWA

35 For the general university in 2009 Iowa Acts, chapter 177,

1 section 10, subsection 4, paragraph "a":

2 \$ 5,227,665

3 4. STATE SCHOOL FOR THE DEAF

4 For the state school for the deaf in 2009 Iowa Acts, chapter
5 177, section 10, subsection 5:

6 \$ 583,902

7 5. IOWA BRAILLE AND SIGHT SAVING SCHOOL

8 For the Iowa braille and sight saving school in 2009 Iowa
9 Acts, chapter 177, section 10, subsection 6:

10 \$ 337,791

11 Sec. 10. NONREVERSION. Notwithstanding section 8.33,
12 moneys appropriated in this division of this Act to the
13 department of education for community colleges and to the state
14 board of regents for institutions under the control of the
15 board that remain unencumbered or unobligated at the close of
16 the fiscal year shall not revert but shall remain available for
17 expenditure for the purposes designated until the close of the
18 succeeding fiscal year.

19 DIVISION IV

20 GENERAL ASSEMBLY AND MISCELLANEOUS

21 Sec. 11. 2009 Iowa Acts, chapter 179, section 3, subsection
22 1, is amended to read as follows:

23 1. The appropriations made pursuant to section 2.12 for the
24 expenses of the general assembly and legislative agencies for
25 the fiscal year beginning July 1, 2009, and ending June 30,
26 2010, are reduced by the following amount:

27 \$ ~~4,439,653~~

28 7,780,064

29 Sec. 12. 2009 Iowa Acts, chapter 181, section 10, subsection
30 5, is amended to read as follows:

31 5. STATE-FEDERAL RELATIONS

32 For salaries, support, maintenance, and miscellaneous
33 purposes for the office for state-federal relations, and for
34 not more than the following full-time equivalent positions:

35 \$ 46,620

1	FTEs	1.00
2		<u>2.00</u>

3 DIVISION V
4 HEALTH

5 Sec. 13. DEPARTMENT OF PUBLIC HEALTH. After applying the
6 reduction made pursuant to executive order number 19 issued
7 October 8, 2009, to the appropriations made for the following
8 designated purposes, and any transfers made to and from the
9 appropriations pursuant to the authority in section 8.39
10 and addressed in the notice of appropriation transfer from
11 the department of management dated December 23, 2009, there
12 is appropriated from the general fund of the state to the
13 department of public health for the fiscal year beginning July
14 1, 2009, and ending June 30, 2010, the following amounts, or so
15 much thereof as is necessary, to supplement the appropriations
16 made for the following designated purposes:

17 1. ADDICTIVE DISORDERS

18 For reducing the prevalence of use of tobacco, alcohol, and
19 other drugs, and treating individuals affected by addictive
20 behaviors, including gambling, in 2009 Iowa Acts, chapter 182,
21 section 2, subsection 1:

22 \$ 2,627,532

23 2. HEALTHY CHILDREN AND FAMILIES

24 For promoting the optimum health status for children,
25 adolescents from birth through 21 years of age, and families,
26 in 2009 Iowa Acts, chapter 182, section 2, subsection 2:

27 \$ 329,267

28 3. CHRONIC CONDITIONS

29 For serving individuals identified as having chronic
30 conditions or special health care needs in 2009 Iowa Acts,
31 chapter 182, section 2, subsection 3:

32 \$ 321,643

33 4. COMMUNITY CAPACITY

34 For strengthening the health care delivery system at
35 the local level in 2009 Iowa Acts, chapter 182, section 2,

1 subsection 4:
2 \$ 23,000
3 5. ELDERLY WELLNESS
4 For promotion of healthy aging and optimization of the
5 health of older adults in 2009 Iowa Acts, chapter 182, section
6 2, subsection 5:
7 \$ 834,578
8 6. ENVIRONMENTAL HAZARDS
9 For reducing the public's exposure to hazards in the
10 environment, in 2009 Iowa Acts, chapter 182, section 2,
11 subsection 6:
12 \$ 65,598
13 7. INFECTIOUS DISEASES
14 For reducing the incidence and prevalence of communicable
15 diseases, in 2009 Iowa Acts, chapter 182, section 2, subsection
16 7:
17 \$ 138,372
18 8. PUBLIC PROTECTION
19 For protecting the health and safety of the public through
20 establishing standards and enforcing regulations, in 2009 Iowa
21 Acts, chapter 182, section 2, subsection 8:
22 \$ 23,248
23 9. CENTER FOR CONGENITAL AND INHERITED DISORDERS CENTRAL
24 REGISTRY
25 For the center for congenital and inherited disorders
26 central registry to supplement the amount appropriated pursuant
27 to section 144.13A, subsection 4, paragraph "a":
28 \$ 20,684

DIVISION VI

HUMAN SERVICES

31 Sec. 14. DEPARTMENT OF HUMAN SERVICES — STATE CASES. After
32 applying the reduction made pursuant to executive order number
33 19 issued October 8, 2009, to the appropriation made for the
34 following designated purposes, there is appropriated from the
35 general fund of the state to the department of human services

1 for the fiscal year beginning July 1, 2009, and ending June 30,
2 2010, the following amount, or so much thereof as is necessary,
3 to supplement the appropriation made for the following
4 designated purposes:

5 For distribution to counties for state case services
6 for persons with mental illness, mental retardation, and
7 developmental disabilities in accordance with section 331.440,
8 in 2009 Iowa Acts, chapter 182, section 24, subsection 1:
9 \$ 100,163

10 Sec. 15. 2009 Iowa Acts, chapter 182, section 19, is amended
11 to read as follows:

12 SEC. 19. JUVENILE DETENTION HOME FUND. Moneys deposited
13 in the juvenile detention home fund created in section 232.142
14 during the fiscal year beginning July 1, 2009, and ending June
15 30, 2010, are appropriated to the department of human services
16 for the fiscal year beginning July 1, 2009, and ending June 30,
17 2010, to be allocated as follows:

18 1. For funding of core department of human services'
19 juvenile delinquent graduated sanction services and to replace
20 a reduction in state funding of such services made pursuant to
21 executive order number 19 issued October 8, 2009:
22 \$ 1,000,000

23 2. The remainder for distribution of an amount equal to
24 a percentage of the costs of the establishment, improvement,
25 operation, and maintenance of county or multicounty juvenile
26 detention homes in the fiscal year beginning July 1,
27 2008. Moneys ~~appropriated~~ allocated for distribution in
28 accordance with this ~~section~~ subsection shall be allocated
29 among eligible detention homes, prorated on the basis of an
30 eligible detention home's proportion of the costs of all
31 eligible detention homes in the fiscal year beginning July
32 1, 2008. The percentage figure shall be determined by the
33 department based on the amount available for distribution for
34 the fund. Notwithstanding section 232.142, subsection 3, the
35 financial aid payable by the state under that provision for

1 the fiscal year beginning July 1, 2009, shall be limited to
2 the amount ~~appropriated~~ allocated for the purposes of this
3 ~~section~~ subsection.

4 Notwithstanding section 232.188, or any other provision of
5 law to the contrary, the first \$1,000,000 of moneys designated
6 for decategorization funding projects for the fiscal year
7 beginning July 1, 2009, remaining unencumbered or unobligated
8 at the close of the fiscal year shall not be used as carryover
9 funding but shall instead be transferred to the juvenile
10 detention home fund and shall be allocated to county and
11 multicounty juvenile detention homes to restore the amount
12 diverted pursuant to subsection 1.

13 DIVISION VII

14 INFRASTRUCTURE APPROPRIATIONS

15 Sec. 16. 2007 Iowa Acts, chapter 219, section 1, subsection
16 3, paragraph d, is amended to read as follows:

17 d. For the lease payment under the lease-purchase agreement
18 to connect the electrical system supporting the special needs
19 unit at Fort Madison:

20 \$ 333,168
21 305,404

22 Sec. 17. 2007 Iowa Acts, chapter 219, section 1, subsection
23 7, is amended to read as follows:

24 7. DEPARTMENT OF HUMAN SERVICES

25 For the renovation and construction of certain nursing
26 facilities, consistent with the provisions of chapter 249K, as
27 enacted in this Act:

28 \$ ~~1,000,000~~
29 200,000

30 Sec. 18. 2008 Iowa Acts, chapter 1179, section 1, subsection
31 1, paragraph d, is amended to read as follows:

32 d. For costs associated with developing the request for
33 proposals necessary for the procurement and implementation
34 of a human resources module associated with the integrated
35 information for Iowa system, notwithstanding section 8.57,

1 subsection 6, paragraph "c":

2 \$ 200,000
3 0

4 Sec. 19. 2008 Iowa Acts, chapter 1179, section 1, subsection
5 3, paragraph c, is amended to read as follows:

6 c. For a study related to the fifth judicial district
7 department of correctional services, notwithstanding section
8 8.57, subsection 6, paragraph "c":

9 \$ 200,000
10 96,654

11 Sec. 20. 2008 Iowa Acts, chapter 1179, section 1, subsection
12 4, paragraph d, is amended to read as follows:

13 d. For repairs to the historic Kimball organ located in
14 Clermont, Iowa, notwithstanding section 8.57, subsection 6,
15 paragraph "c":

16 \$ 80,000
17 55,000

18 Sec. 21. 2008 Iowa Acts, chapter 1179, section 1, subsection
19 7, paragraphs a and b, are amended to read as follows:

20 a. For the renovation and construction of certain nursing
21 facilities, consistent with the provisions of chapter 249K:

22 \$ 600,000
23 0

24 b. For a study of ways to enhance access to health insurance
25 by registered child development home providers in accordance
26 with this section, notwithstanding section 8.57, subsection 6,
27 paragraph "c":

28 \$ 50,000
29 0

30 Sec. 22. 2008 Iowa Acts, chapter 1179, section 1, subsection
31 9, paragraph c, is amended to read as follows:

32 c. For a grant to a city with a population of more
33 than 30,500 but less than 31,500, according to the 2006
34 estimate issued by the United States bureau of the census,
35 notwithstanding section 8.57, subsection 6, paragraph "c":

1	\$	150,000
2		<u>135,000</u>

3 Sec. 23. 2009 Iowa Acts, chapter 184, section 5, is amended
4 to read as follows:

5 SEC. 5. Notwithstanding the amount of the standing
6 appropriation from the rebuild Iowa infrastructure fund
7 as provided in section 15G.110, subsection 2, there is
8 appropriated from the rebuild Iowa infrastructure fund to
9 the department of economic development for deposit into the
10 grow Iowa values fund, in lieu of the appropriation made in
11 section 15G.110, subsection 2, for the fiscal year beginning
12 July 1, 2009, and ending June 30, 2010, the following amount,
13 notwithstanding section 8.57, subsection 6, paragraph "c":
14 \$ ~~45,000,000~~
15 27,500,000

16 Sec. 24. 2009 Iowa Acts, chapter 184, section 7, is amended
17 to read as follows:

18 SEC. 7. REDUCTION OF THE GROW IOWA VALUES FUND APPROPRIATION
19 TO THE DEPARTMENT OF ECONOMIC DEVELOPMENT. In lieu of the
20 fifty million dollars appropriated for the fiscal year
21 beginning July 1, 2009, and ending June 30, 2010, from the grow
22 Iowa values fund to the department of economic development
23 pursuant to section 15G.111, subsection 3, if enacted by 2009
24 Iowa Acts, Senate File 344, section 2, there is appropriated
25 from the grow Iowa values fund to the department of economic
26 development for the fiscal year beginning July 1, 2009, and
27 ending June 30, 2010, ~~forty-five~~ twenty-seven million five
28 hundred thousand dollars for purposes of making expenditures
29 pursuant to chapter 15G.

30 Sec. 25. 2009 Iowa Acts, chapter 184, section 8, unnumbered
31 paragraph 1, is amended to read as follows:

32 In lieu of the amounts allocated pursuant to section
33 15G.111, subsections 4 through 10, if enacted by 2009
34 Iowa Acts, Senate File 344, section 2, for the fiscal year
35 beginning July 1, 2009, and ending June 30, 2010, of the

1 ~~forty-five~~ twenty-seven million five hundred thousand dollars
2 appropriated to the department of economic development pursuant
3 to this division of this Act, the department shall allocate the
4 following amounts for the following purposes as described in
5 section 15G.111, subsections 4 through 10, if enacted by 2009
6 Iowa Acts, Senate File 344, section 2:

7 Sec. 26. 2009 Iowa Acts, chapter 184, section 8, subsection
8 1, is amended to read as follows:

9 1. For departmental purposes, ~~twenty-eight~~ eleven million
10 ~~eight~~ three hundred thousand dollars. Of the moneys
11 allocated pursuant to this subsection and in lieu of the two
12 million dollars allocated for deposit in the renewable fuel
13 infrastructure fund under section 15G.111, subsection 4,
14 paragraph "h", if enacted by 2009 Iowa Acts, Senate File 344,
15 section 2, the department shall allocate one million eight
16 hundred thousand dollars for deposit in the renewable fuel
17 infrastructure fund.

18 DIVISION VIII

19 EFFECTIVE DATE

20 Sec. 27. EFFECTIVE UPON ENACTMENT. Unless provided
21 otherwise, this Act, being deemed of immediate importance,
22 takes effect upon enactment.

23 EXPLANATION

24 This bill makes, reduces, and supplements appropriations
25 for expenditures in FY 2009-2010. The bill is organized into
26 divisions.

27 DIVISION I — ADMINISTRATION AND REGULATION. This division
28 addresses certain provisions involving the department of
29 administrative services.

30 Code section 8A.504, relating to setoff of debts owed by a
31 person to the state or agencies of the state from claims owed
32 to the person by a state agency, is amended to authorize such
33 setoff for liabilities owed to community colleges.

34 The division allows the department to sell fixtures,
35 equipment, or other items remaining at the former Mercy capitol

1 facilities that the department has determined will not be
2 retained for use by the state and appropriates the proceeds
3 to be used for the costs of occupying and operating the
4 facilities.

5 DIVISION II — JUSTICE SYSTEM. This division supplements
6 the amounts of appropriations made for the justice system in
7 2009 Iowa Acts, chapter 178, to the following departments
8 and agencies: department of corrections institutions and
9 community-based corrections, public defender, and department
10 of public defense. In addition, certain appropriations made
11 to the judicial branch in 2009 Iowa Acts, chapter 172, are
12 reduced.

13 Language is included clarifying that the supplemental
14 appropriations are made after the governor's uniform reduction
15 made pursuant to executive order number 19 issued October 8,
16 2009, and various transfers to and from appropriations.

17 Authorization is provided for the moneys from the
18 supplemental appropriations made in the division to the
19 department of corrections for correctional facilities and
20 judicial district departments of correctional services that
21 remain unencumbered or unobligated at the close of the fiscal
22 year to carry forward to the succeeding fiscal year.

23 DIVISION III — EDUCATION. This division supplements
24 certain appropriations made for education.

25 Appropriations made in 2009 Iowa Acts, chapter 177, to
26 the department of education for the following purposes
27 are supplemented: enrich Iowa program, preschool tuition
28 assistance, four-year-old preschool program, textbooks of
29 nonpublic school pupils, core curriculum and career information
30 and decision-making system, student achievement and teacher
31 quality program, and community colleges. The appropriation
32 made for the senior year plus program in 2008 Iowa Acts,
33 chapter 1181, is also supplemented. Code section 261E.13
34 allowed the unexpended portion of the appropriation to remain
35 available for FY 2009-2010. Appropriations made in 2009

1 Iowa Acts, chapter 179, for the following purposes are also
2 addressed: the standing appropriation for at-risk children
3 that was limited is supplemented to restore the limited amount
4 and an appropriation for management information system is
5 restored. The appropriations to the state board of regents
6 for the following purposes are supplemented: state university
7 of Iowa, Iowa state university of science and technology,
8 university of northern Iowa, state school for the deaf, and
9 Iowa braille and sight saving school.

10 Language is included clarifying that the supplemental
11 appropriations are made after the governor's uniform reduction
12 made pursuant to executive order number 19 issued October 8,
13 2009, and various transfers to and from appropriations.

14 Authorization is provided for the moneys from the
15 supplemental appropriations made in the division to the
16 department of education for community colleges and to the state
17 board of regents that remain unencumbered or unobligated at the
18 close of the fiscal year to carry forward to the succeeding
19 fiscal year.

20 DIVISION IV — GENERAL ASSEMBLY AND MISCELLANEOUS. This
21 division addresses appropriations for the expenses of the
22 general assembly and other purposes. A reduction to the amount
23 of the standing appropriation made for the expenses of the
24 general assembly in 2009 Iowa Acts, chapter 179, is increased.
25 The number of full-time equivalent positions authorized for the
26 office of state-federal relations under the governor's office
27 in 2009 Iowa Acts, chapter 181, are increased.

28 DIVISION V — HEALTH. This division revises certain
29 appropriations made for health programs in 2009 Iowa Acts,
30 chapter 182. The following appropriations are supplemented:
31 addictive disorders, healthy children and families, chronic
32 conditions, community capacity, elderly wellness, environmental
33 hazards, infectious diseases, public protection, and center for
34 congenital and inherited disorders.

35 Language is included clarifying that the supplemental

1 appropriations are made after the governor's uniform reduction
2 made pursuant to executive order number 19 issued October 8,
3 2009, and various transfers to and from appropriations.

4 DIVISION VI — HUMAN SERVICES. This division makes a
5 supplemental appropriation to the department of human services
6 for state case services for distribution to counties for
7 state case services for persons with mental illness, mental
8 retardation, and developmental disabilities.

9 The appropriation to the department from the juvenile
10 detention home fund in 2009 Iowa Acts, chapter 182, section
11 19, is revised to divert \$1 million for funding of core
12 departmental juvenile delinquent graduated sanctions services
13 and to replace a reduction for the funding of such services
14 due to the governor's order applying a uniform reduction. The
15 first \$1 million of moneys designated for the decategorization
16 of child welfare and juvenile justice funding initiative under
17 Code section 232.188, that would otherwise be used as carryover
18 funding, is instead transferred to the juvenile detention home
19 fund to restore the amount diverted.

20 Language is included clarifying that the supplemental
21 appropriations are made after the governor's uniform reduction
22 made pursuant to executive order number 19 issued October 8,
23 2009, and various transfers to and from appropriations.

24 DIVISION VII — INFRASTRUCTURE APPROPRIATIONS. This
25 division revises various infrastructure appropriations.

26 Appropriations from the rebuild Iowa infrastructure fund
27 in 2007 Iowa Acts, chapter 219, for the following purposes
28 are reduced: to the department of corrections for electrical
29 systems costs at the Fort Madison facility and to the
30 department of human services for renovation and construction
31 of certain nursing facilities.

32 Appropriations from the rebuild Iowa infrastructure fund in
33 2008 Iowa Acts, chapter 1179, for the following purposes are
34 reduced or eliminated: to the department of administrative
35 services for information technology, to the department of

1 corrections for a study related to the fifth judicial district
2 department of correctional services, to the department of
3 cultural affairs for repairs to a historic Kimball organ,
4 to the department of human services for renovation and
5 construction of certain nursing facilities and a study of ways
6 to enhance access to health insurance by certain child care
7 providers, and to the department of natural resources for a
8 grant to a city with a certain population level.

9 A reduction in the standing appropriation from \$50 million
10 to \$45 million made from the rebuild Iowa infrastructure
11 fund to the grow Iowa values fund in 2009 Iowa Acts, chapter
12 184, is further reduced to \$27.5 million. The allocation of
13 this funding for the programs of the department of economic
14 development is reduced accordingly.

15 DIVISION VIII — EFFECTIVE DATE. This division provides
16 that the bill takes effect upon enactment unless otherwise
17 provided.